

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

C&C OFFSET PRINTING CO. (USA), INC.,

Plaintiff,

v.

LONE PINE PUBLISHING COMPANY,

Defendant,

and

AMAZON.COM, INC.

Garnishee.

CASE NO. C20-0556-JCC

ORDER

This matter comes before the Court on Lone Pine Publishing, Inc.’s motion for attorney’s fees (Dkt. No. 17). Having thoroughly considered the parties’ briefing and the relevant record, the Court hereby GRANTS the motion for the reasons explained herein.

I. BACKGROUND

Plaintiff applied for a writ of garnishment against Amazon.com on March 6, 2020, seeking to garnish funds belonging to “Lone Pine Publishing Company.” (Dkt. No. 15 at 2.) Amazon then placed a hold on funds owed to Lone Pine Publishing, Inc.—a different company—and Lone Pine Publishing, Inc. moved to quash the writ of garnishment. (*Id.*) The

1 Court granted the motion along with Lone Pine Publishing, Inc.'s request for reasonable attorney
2 fees and costs contained therein. (*Id.* at 8.) Lone Pine Publishing, Inc. now moves for an award
3 of attorney fees and costs totaling \$11,546.00. (Dkt. No. 17.)

4 **II. DISCUSSION**

5 Wash. Rev. Code § 6.27.230 dictates that once a garnishment answer is controverted, the
6 costs of the proceeding, including reasonable attorney fees, will be awarded to the prevailing
7 party. Lone Pine Publishing, Inc. prevailed in its motion to quash. (Dkt. No. 15 at 8). Thus, Lone
8 Pine Publishing, Inc. is entitled to reasonable attorney fees and costs incurred in bringing that
9 motion. Wash. Rev. Code. § 6.27.230. The total of fees and evidence as to the reasonableness of
10 such fees can be found in the attached declaration of Bryan C. Graff and the included time
11 report. (Dkt. Nos. 18, 18-1). The Court finds the fees to be reasonable.

12 In addition, under the Court's local rules, "if a party fails to file papers in opposition to a
13 motion, such failure may be considered by the court as an admission that the motion has merit."
14 W.D. Wash. Local Civ. R. 7(b)(2). Plaintiff has failed to oppose Lone Pine Publishing, Inc.'s
15 request for attorney fees and costs. The Court construes this failure as an admission that the
16 request is reasonable.

17 **III. CONCLUSION**

18 For the foregoing reasons, the Court GRANTS Lone Pine Publishing, Inc.'s motion for
19 attorney's fees (Dkt. No. 17) is GRANTED.

20 DATED this 15th day of July 2020.

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24 John C. Coughenour
25 UNITED STATES DISTRICT JUDGE
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